

# State of South Dakota

SEVENTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 1998

336B0463

## HOUSE BILL NO. 1269

Introduced by: Representatives Wetz, Hunt, Lee, Madden, Pummel, Sperry, and Windhorst and  
Senators Aker, Benson, Hutmacher, Johnson (William), and Vitter

1 FOR AN ACT ENTITLED, An Act to provide for a method of redemption of landowner's  
2 coupons and hunter's coupons for the harvesting of deer by hunters on certain lands, to revise  
3 certain Game, Fish and Parks Commission rules relating to trophy buck licenses, and to  
4 provide certain penalties.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

6 Section 1. Every big game license permitting the harvesting of a deer during the west river  
7 prairie deer season or the east river deer season shall have two coupons attached, each bearing  
8 the same serial number as the body of the permit, one coupon designated "hunter's coupon" and  
9 one coupon designated "landowner's coupon."

10 Section 2. If the license holder harvests a deer on private land, the license holder shall  
11 promptly detach, date, sign, and deliver the landowner's coupon to the landowner. The  
12 landowner on or before February first following the year for which the license was valid, may  
13 deliver to the Department of Game, Fish and Parks the coupon and a completed affidavit on a  
14 form prescribed by the department that the deer for which the coupon was delivered was taken  
15 on the landowner's land. Upon receipt of the coupon and affidavit the department shall pay the

landowner thirty dollars for each coupon from an applicable deer license. Landowner's coupons are not transferable. Any person attempting to collect any sum for any landowner's coupon in violation of this section is guilty of a Class 1 misdemeanor.

Section 3. If the license holder harvests a deer on land open to public hunting or fails to harvest a deer, the license holder shall detach, date, sign, and deliver the hunter's coupon and a completed affidavit on a form prescribed by the department on or before February first following the year for which the license was valid to the Department of Game, Fish and Parks. The affidavit shall provide that the deer for which the license was issued was taken on land open to public hunting or provide that the license holder failed to harvest the deer. Upon receipt of the coupon and affidavit, the department shall pay the license holder twenty dollars for the coupon from the applicable deer license. Hunter coupons are not transferable. Any person attempting to collect any sum for any hunter coupon in violation of this section is guilty of a Class 1 misdemeanor.

Section 4. The Game, Fish and Parks Commission may promulgate rules pursuant to chapter 1-26 to implement and administer coupon filings, affidavits, reimbursement procedures pursuant to this Act.

Section 5. Revenue received by the department from the administration of the landowner's coupons and hunter's coupons less the cost of administration shall be used by the department to attempt to increase and acquire free public hunting access and to support expanded wildlife damage management programs.

Section 6. The provisions of this Act do not apply to any resident farmer or rancher limited license issued pursuant to § 41-6-19.3.

Section 7. That subdivision (1) of ARSD be amended to read as follows:

(1) Only residents of the state may apply for a license, except for the eight percent additional number of licenses available to nonresidents as provided in § 41:06:20:02. The provisions of § 41:06:01:09 do not apply to this chapter. After the initial drawing, all leftover nonresident

1 West River deer licenses are eliminated, and ~~250~~ 300 resident "trophy buck deer" licenses and  
2 ~~250~~ 300 nonresident "trophy buck deer" licenses are available to unsuccessful resident or  
3 nonresident applicants, respectively. These licenses are valid only on private land in any West  
4 River prairie deer unit;

5 Section 8. That subdivision (27) of ARSD 41:06:02:03 be amended to read as follows:

6 (27) Resident trophy buck license, ~~\$50~~ \$100;

7 Section 9. That subdivision (28) of ARSD 41:06:02:03 be amended to read as follows:

8 (28) Nonresident trophy buck license, ~~\$300~~ \$400;